

Application Serial No.: 10/674,013
Amendment and Response to October 24, 2007 Final Office Action

REMARKS

Claims 1 – 6, 8 – 11, 13 – 15, and 17 – 23 are in the application. Claims 1, 14, 19, 21, 22, and 23 were previously presented; claims 7, 12, and 16 are canceled, and claims 2 – 6, 8 – 11, 15, 17, 18, and 20 remain unchanged from the original versions thereof. Claims 1, 14, 22, and 23 are the independent claims herein.

No new matter has been added. Reconsideration and further examination are respectfully requested.

Claim Rejections – 35 USC § 103

Claims 1 – 6, 8 – 15, and 17 – 23 were rejected under 35 U.S.C. 103(a) as being unpatentable over Yoakum et al. U.S. Patent No. 6,658,095, hereinafter "Yoakum" in view of "SIP (Session Initiation Protocol) in Enterprise-Class IP Telephony Networks", White Paper, Communication without boundaries, 2002, Avaya Inc. hereinafter "Avaya", cited by applicant. Claims 12 and 22 were rejected using the same rationale given for claim 1. This rejection is traversed.

Regarding the rejection of claim 1, Applicant respectfully notes that claim 1 relates to a method that includes configuring a first device as an associated device in a system where the first device is associated and not registered with the system, and receiving information regarding a second device from a device management component, the second device being registered with the system. Clearly, the claimed first device is an associated device that is associated and is specifically not registered with a system and a second device is registered with the system. Applicant notes that claims 14, 22, and 23 are, relevant to the current 35 USC 103(a) rejection, worded similar to claim 1.

The Office Action states, "Yoakum does not expressly teach that the first device is not registered with the system". Applicant reiterates agreement with this aspect of the Final Office Action (FOA). However, in a departure with the statements of the FOA,

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Applicant respectfully submits that the devices of Yackum cited and relied upon for being "associated" with the system are in fact also registered with the system. In particular, Yoakum states,

The sources of state information are devices used by a user throughout a normal day and configured to provide state information to the presence system. The sources may be able to monitor normal user interactions and automatically provide corresponding state information to the presence system without requiring the user to enter or otherwise provide information bearing on their status or availability. Additionally, the user may provide state information to the presence system directly or indirectly via an associated device. The presence system will evaluate the state information to create presence information to deliver to subscribers. (Yoakum, col. 3, ln. 29 – 41)

A presence system 20 capable of gathering state information provided by a user or derived from a plurality of sources, which are directly or indirectly associated with the user over any number of disparate networks, is located on the packet-switched network 12. (Yoakum, col. 4, ln. 26 – 30)

The presence system 20 will accept these subscriptions as well as register participating users and their associated devices. The presence system 20 may also implement various presence delivery rules to allow users to control the dissemination of their presence information to subscribers. (Yoakum, col. 4, ln. 47 – 49)

A registrar 26 may be provided on the packet-switched network 12 to maintain a relationship between the logical and the physical addresses of devices that directly or indirectly communicate with the presence system 20. Such registration is typically required only when there is a change between the logical or user addresses and the physical addresses of a given device. (Yoakum, col. 5, ln. 1 – 7)

Thus, it is clear from the disclosure cited above, as well as other portions of Yoakum, that the devices "associated" with users are in fact registered with the presence system 20, whether the devices communicate directly or indirectly with the presence system.

Accordingly, instead of Yoakum not "expressly" teaching the first device is not associated with the system as stated in the FOA at page 4, line 1, it is evident that Yoakum expressly states that the devices for which presence system provides presence information are in deed registered with the system.

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That is, Yoakum fails to disclose that for which it is cited and relied upon for disclosing to substantiate the rejection. Furthermore, the express teachings of Yoakum points away for the FOA's combination of Yoakum and Avaya since Yoakum teaches that the associated device for which state information is provided is registered with the system. To not register the Yoakum associated device as alleged in the FOA goes against the teachings of Yoakum.

Therefore, Yoakum and Avaya do not disclose or suggest the claimed "associated and not registered device". Again, Yoakum teaches a device that is associated with a user is also registered. Applicant reiterates that Yoakum fails to disclose or suggest that the devices therein are registered or not registered with the system.

Applicant further submits that the independent claims herein, i.e., claims 1, 14, 22, and 23, are not limited to an SIP system and/or SIP devices.

Therefore, Applicant respectfully submits that the cited and relied upon combination of Yoakum and Avaya fails to render claims 1, 14, 22, and 23 obvious under 35 USC 103(a), for at least the reasons discussed in detail above.

Claims 2 – 6, 8 – 11, and 13 depend from claim 1; and claims 15 and 17 – 21 depend from claim 14. Applicant further submits that claims 2 – 6, 8 – 11, 13, 15, and 17 – 21 are also patentable over Yoakum and Avaya under 35 USC 103(a) for at least depending from patentable base claims.

Accordingly, Applicant requests the reconsideration and withdrawal of the rejection of claims 1 – 6, 8 – 11, 13 – 15, and 17 – 23 under 35 USC 103(a).

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CONCLUSION

Accordingly, Applicants respectfully request allowance of the pending claims. If any issues remain, or if the Examiner has any further suggestions for expediting allowance of the present application, the Examiner is kindly invited to contact the undersigned via telephone at (408) 492-5336.

Respectfully submitted,

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